

**GOVERNMENT OF TELANGANA
ABSTRACT**

POLICE – Representation of Sri B.Sadanandam, Reserve Inspector (AR) formerly at CAR, Hyderabad now working as R.I. Home Guards, Warangal Rural for dropping of disciplinary proceedings – Allowed – Further action dropped – Orders – Issued.

HOME (SER-I) DEPARTMENT

G.O. Rt. No.263

Dated:30-3-2015

Read the following:-

1. From Sri V.Satish Kumar, MLA., Letter dt:16.8.2014 along with representation of Sri B.Sadanandam, R.I. (AR) received with the endorsement of Hon'ble M(Home)
- 2.Govt. Memo. No.3425/Ser.I/A1/2014-1, dt:5.9.2014
- 3.From the Director General of Police, Telangana, Hyderabad
Lr. Rc.No.1248/T2/2014, dt:22.11.2014
- 4.Govt. Memo. No.3425/Ser.I/A1/2014-2, dated:30.12.2014
- 5.From the Director General of Police, Telangana, Hyderabad
Lr. Rc. No.252/G1/2015, dated:9.2.2015

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ORDER:-

In the reference 1st read above, Sri B.Sadanandam, R.I. (AR) has represented that the Commissioner of Police, Cyberabad, vide his proceedings dt:26.10.2009 has kept him under suspension, consequent to involvement in criminal case in Cr. No.1209/09 U/s 170, 419, 420 & 329 r/w 34 IPC of Kukatpally. Subsequently, vide Memo. dt:13.11.2009 the C.P., Cyberabad has issued charge Memo. directing him to submit written statement of defence. Aggrieved by these orders he has approached the Hon'ble Tribunal and the Hon'ble Tribunal dt:16.6.2010 in O.A.No.3647/2010 stayed further proceedings in the charge memo. However, after a lapse of more than (2) years, he was reinstated into service on 19.3.2012 and is presently working as R.I. Home Guards, Warangal Rural. The Hon'ble Court of IX-Metropolitan Magistrate, Cyberabad, Kukatpally issued final judgment in the above criminal case duly acquitting him from the Criminal case. Since the departmental proceedings were initiated keeping in view his involvement in the Criminal case, they may no longer have any bearing as he is acquitted in the said criminal case. The individual, therefore, has requested to drop the disciplinary proceedings and to treat the suspension period as 'on duty'.

2. In the letter 3rd read above, the Director General of Police, Telangana, Hyderabad, vide his letter dt:22.11.2014 has furnished the remarks of C.P., Cyberabad along with service particulars and defaulter sheet, for issue of early orders. The C.P., Cyberabad in his letter dt:29.10.2014 has stated that the petitioner while working in CAR Cyberabad was placed under suspension vide their office D.O. No.2903/2009, dt:26.10.2009 for his grave misconduct for misusing his official position and posing himself as task force Police, went to the house of one Sri Boyina Venkateshwara Thrinadh, S/o. B.S.Rao R/o. Flat No.102, Wide Reach enclave, Kukatpally in the Government Jeep on the plea that he was issuing fake certificates. The Charged Officer kept the wife, children and mother of the complainant in the bed room, made the complainant switch off his cell phone and kept him under threat of death by placing the pistol and took away net cash of Rs.1,00,000/-, five gold chains and Mobile phone. A case in Cr. No.1209/2009 u/s 170, 419, 420, 392 r/w 34 IPC was registered at Kukatpally P.S. against the petitioner and remanded him to judicial custody on 9.10.2009.

3. An article of Charge was framed under Rule 20 of APCS (CC&A) Rules, 1991. Having acknowledged the charge memo. on 11.1.2010, he submitted his explanation which was not convincing. Hence O.E. was ordered by appointing DCP L.B. Nagar Zone, Cyberabad as Enquiry Officer to conduct Oral Enquiry against him. In the mean while the petitioner moved the Hon'ble APAT and filed O.A.No.3647/2010 in the Hon'ble APAT, Hyderabad and got stay order not to proceed with the Departmental Proceedings in furtherance of charge memo. dt:13.11.2009. Counter

Affidavit was filed in the Hon'ble APAT requesting to vacate the interim orders in this O.A. The Hon'ble APAT has passed orders in O.A.No.3647/2010 with VMA No.1549/2012, dt:7.12.2012 as follows:

"Allowing the respondents to proceed with the departmental enquiry would result in prejudice to the right of the applicant, as the question to be adjudicated in both the matters is one and the same, so also the witnesses. Hence, the proposal of departmental enquiry is stayed till the disposal of the criminal case".

4. The individual was placed under suspension w.e.f., 9.10.2009 and his suspension period was reviewed regularly in intervals of (6) months and extended the suspension from time to time. He was reinstated into service as per Govt. Memo. No.2420/Ser.I/A2/2012-1, dt:5.3.2012. In the criminal case pending against him in Kukatpalli P.S. in Cr. No.1209/09 u/s 170, 419, 420 & 392 r/w 34 IPC, the Court has acquitted him on 25.3.2014 vide CC No.53/2010.

5. After careful examination of the entire matter, with reference to the records made available, and consequent acquittal by the Court of Law, Government hereby **drops** further action in the departmental enquiry.

6. The Director General of Police, Telangana, Hyderabad, is requested to take necessary follow up action in the matter. The original records are herewith returned to the Director General of Police, Telangana, Hyderabad.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

B.VENKATESHAM
SECRETARY TO GOVERNMENT

To
The Director General of Police, Telangana, Hyderabad (w.e.)

Copy to:-

The individual **thro'**
the Director General of Police, Telangana, Hyderabad
PS to Minister (Home)
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER